

# Senate File 191 - Introduced

SENATE FILE 191

BY KOELKER

## A BILL FOR

1 An Act relating to veterans benefits by modifying provisions  
2 relating to the filing date for the disabled veteran  
3 homestead property tax credit and including effective date  
4 provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 425.1, subsection 4, Code 2021, is  
2 amended to read as follows:

3 4. Annually the department of revenue shall certify to  
4 the county auditor of each county the credit and its amount  
5 in dollars. Each county auditor shall then enter the credit  
6 against the tax levied on each eligible homestead in each  
7 county payable during the ensuing year, designating on the tax  
8 lists the credit as being from the homestead credit fund, and  
9 credit shall then be given to the several taxing districts in  
10 which eligible homesteads are located in an amount equal to the  
11 credits allowed on the taxes of the homesteads. The amount  
12 of credits certified and amounts given to the several taxing  
13 districts shall be adjusted, if necessary, as the result of  
14 claims filed under section 425.2, subsection 1, paragraph "c",  
15 following the date for certification. The amount of credits  
16 shall be apportioned by each county treasurer to the several  
17 taxing districts as provided by law, in the same manner as  
18 though the amount of the credit had been paid by the owners of  
19 the homesteads. However, the several taxing districts shall  
20 not draw the funds so credited until after the semiannual  
21 allocations have been received by the county treasurer, as  
22 provided in [this chapter](#). Each county treasurer shall show  
23 on each tax receipt the amount of credit received from the  
24 homestead credit fund.

25 Sec. 2. Section 425.2, subsection 1, Code 2021, is amended  
26 to read as follows:

27 1. a. A person who wishes to qualify for the credit allowed  
28 under [this chapter](#) shall obtain the appropriate forms for  
29 filing for the credit from the assessor. The person claiming  
30 the credit shall file a verified statement and designation of  
31 homestead with the assessor for the year for which the person  
32 is first claiming the credit.

33 b. The claim shall be filed not later than July 1 of the  
34 year for which the person is claiming the credit. A claim  
35 filed after July 1 of the year for which the person is claiming

1 the credit shall be considered as a claim filed for the  
2 following year.

3 c. For a person filing a claim under this subchapter who  
4 qualifies for the credit amount provided under section 425.15,  
5 the credit shall be applicable immediately to property tax  
6 payments due and payable beginning with the fiscal year that  
7 the claim was filed and for which the person claiming the  
8 credit is responsible for payment on or after the date of  
9 filing.

10 Sec. 3. Section 425.3, subsection 3, Code 2021, is amended  
11 to read as follows:

12 3. Not later than July 6 of each year, or for claims filed  
13 under section 425.2, subsection 1, paragraph "c", as soon as  
14 practicable following the date of filing, the assessor shall  
15 remit the statements and designation of homesteads to the  
16 county auditor with the assessor's recommendation for allowance  
17 or disallowance. If the assessor recommends disallowance  
18 of a claim, the assessor shall submit the reasons for the  
19 recommendation, in writing, to the county auditor.

20 Sec. 4. Section 425.4, Code 2021, is amended to read as  
21 follows:

22 **425.4 Certification to treasurer.**

23 All claims which have been allowed by the board of  
24 supervisors shall be certified on or before August 1, in each  
25 year, or for claims filed under section 425.2, subsection 1,  
26 paragraph "c", as soon as practicable following the date of  
27 allowance, by the county auditor to the county treasurer,  
28 which certificates shall list the total amount of dollars,  
29 listed by taxing district in the county, due for homestead  
30 tax credits claimed and allowed. The county treasurer shall  
31 forthwith certify to the department of revenue the total amount  
32 of dollars, listed by taxing district in the county, due for  
33 homestead tax credits claimed and allowed.

34 Sec. 5. EFFECTIVE DATE. This Act, being deemed of immediate  
35 importance, takes effect upon enactment.

1 EXPLANATION

2 The inclusion of this explanation does not constitute agreement with  
3 the explanation's substance by the members of the general assembly.

4 This bill relates to veterans benefits by modifying  
5 provisions relating to the filing date for the disabled veteran  
6 homestead property tax credit.

7 Current Code section 425.2 provides that a person who wishes  
8 to receive the homestead property tax credit must file the  
9 claim with the assessor not later than July 1 of the assessment  
10 year for which the person is claiming the credit and a claim  
11 filed after July 1 of the assessment year for which the person  
12 is claiming the credit shall be considered as a claim filed  
13 for the following year. Consequently, for example, a claim  
14 filed on July 1, 2020, would be allowed for the assessment year  
15 beginning January 1, 2020, for property taxes calculated using  
16 valuations from that assessment year that are due and payable  
17 during the fiscal year beginning July 1, 2021, and ending June  
18 30, 2022.

19 The bill modifies the timeline for which a homestead credit  
20 is allowed if the person claiming the credit is eligible for  
21 the disabled veteran homestead credit amount under Code section  
22 425.15. For such a claimant, the credit shall be applicable  
23 immediately to property tax payments due and payable beginning  
24 with the fiscal year that the claim was filed and for which  
25 the person claiming the credit is responsible for payment on  
26 or after the date of filing. For example, a claim filed on  
27 July 1, 2020, would be allowed for property taxes that are due  
28 and payable during the fiscal year beginning July 1, 2020, and  
29 ending June 30, 2021, for which the claimant is responsible for  
30 payment.

31 The bill takes effect upon enactment.